



Docket No.: 00121-00571-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
William S. Bess et al.

Application No.: 09/535,005

Confirmation No.: 1060

Filed: March 23, 2000

Art Unit: 1623

For: FAST DISSOLVING ORALLY  
CONSUMABLE FILMS CONTAINING AN  
ION EXCHANGE RESIN AS A TASTE  
MASKING AGENT

Examiner: E. Peselev

**INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

The relevance of reference BC can be found on the English-language abstract and from the discussion on page 1, lines 18 & 19 of the specification.

Included in the list of references is a listing of pending published applications of the assignee and namely, 2003-0211136 10/423,398 filed April 25, 2003, publication US 2003/0211136 A1; 10/423,735 filed April 25, 2003, publication US 2003/0206942 A1; 10/081,018 filed February 21, 2002, publication US 2003/0008008 A1; and 10/684778 filed October 14, 2004, publication US 2004/0136922 A1. All of these pending applications claim priority under 35 USC 120 from US Patent 6,596,298 to Leung et al, already of record and considered by the examiner.

A copy of each reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 22-0185 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0185, under Order No. 00121-00571-US. A duplicate copy of this paper is enclosed.

Dated: 7-23-04

Respectfully submitted,

By 

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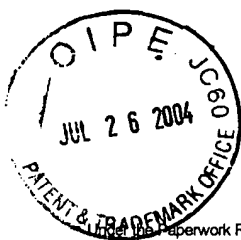
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PTO/SB/08a/b (08-03)  
Approved for use through 07/31/2006. OMB 0551-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

|   |   |    |   |                          |                        |
|---|---|----|---|--------------------------|------------------------|
| <b>Substitute for form 1449A/B/PTO</b><br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |   |    |   | <b>Complete if Known</b> |                        |
|   |   |    |   | Application Number       | 09/535,005-Conf. #1060 |
|   |   |    |   | Filing Date              | March 23, 2000         |
|   |   |    |   | First Named Inventor     | William S. Bess        |
|   |   |    |   | Art Unit                 | 1623                   |
|   |   |    |   | Examiner Name            | E. Peselev             |
| Sheet   | 1 | of | 1 | Attorney Docket Number   | 00121-00571-US         |

| U.S. PATENT DOCUMENTS |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
|                       | AA                       | US-4,136,145                             | 01-23-1979                     | Fuchs et al.                                       |   |
|                       | AB                       | US-5,023,082                             | 06-11-1991                     | Friedman et al.                                    |   |
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|                       | AG                       | US-2004/0136922 A1                       | 07-15-2004                     | Leung et al.                                       |   |
|                       | AH                       | US-2003/0211136 A1                       | 11-13-2003                     | Kulkarni et al.                                    |   |
|                       | AI                       | US-2003/0206942 A1                       | 11-06-2003                     | Kulkarni et al.                                    |   |
|                       | AJ                       | US-2003/0008008 A1                       | 01-09-2003                     | Leung et al.                                       |   |

| FOREIGN PATENT DOCUMENTS |                          |   |                                   |  |   |                |
|--------------------------|--------------------------|---|-----------------------------------|--|---|----------------|
| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
|                          |                          | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                   |  |   |                |
|                          | BA                       | EP-0 256 611-A1   | 02-24-1988                        | Squibb Japan Inc.                                  |   |                |
|                          | BB                       | WO-98/11867-A1  | 03-26-1998                        | Warner-Lambert Company                             |   |                |
|                          | BC                       | WO- 98/20862-A1   | 05-22-1998                        | LTS Lohmann Therapie-<br>Systeme GmbH              |   |                |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS |                          |  |                |
|---------------------------------|--------------------------|--|----------------|
| Examiner<br>Initials*           | Cite<br>No. <sup>1</sup> | Include name of the author ( in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 | CA                       | Shih, Frederick F., "Edible Films from Rice Protein Concentrate and Pullulan," from Cereal Chemistry, Volume 73, No. 3, 1996, Pages 406-409  |                |
|                                 | CB                       | Krochta, John M. and De Mulder-Johnston, Catherine, "Edible and Biodegradable Polymer Films: Challenges and Opportunities," from Food Technology, Vol. 51, No. 2, February 1997, Pages 60-74   |                |
|                                 | CC                       | Patent Abstracts of Japan for patent document JP-62-135417, Publication Date: 06/18/1987   |                |
|                                 | CD                       | Patent Abstracts of Japan for patent document JP-02-059513, Publication Date: 02/28/1990, and XP-002129504, an English translation of Japanese Patent No. 41602-1993   |                |

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|